

110TH CONGRESS
2D SESSION

H. R. 6615

To provide for the transport of the enemy combatants detained in Guantanamo Bay, Cuba to Washington, DC, where the United States Supreme Court will be able to more effectively micromanage the detainees by holding them on the Supreme Court grounds, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 24, 2008

Mr. GOHMERT introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide for the transport of the enemy combatants detained in Guantanamo Bay, Cuba to Washington, DC, where the United States Supreme Court will be able to more effectively micromanage the detainees by holding them on the Supreme Court grounds, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Giving Inmate Terror-
5 ists More Opportunities (GITMO) Act of 2008”.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) The United States Supreme Court issued an
4 opinion styled *Boumediene v. Bush* on June 12,
5 2008.

6 (2) Justice Anthony Kennedy, in the court's
7 majority opinion, held that foreign terrorism sus-
8 pects held at the Guantanamo Bay naval base in
9 Cuba have constitutional rights to challenge their
10 detention in United States courts.

11 (3) This is an obvious effort on the part of the
12 Supreme Court to micromanage the detainment and
13 disposition of detainees in the War on Terror who
14 are dedicated to destroying innocent people and the
15 American way of life.

16 (4) The United States Supreme Court clearly
17 needs increased opportunity to oversee the handling
18 of the enemy combatants, as it has seen fit to take
19 a greater role in managing the Global War on Ter-
20 ror, which is a duty previously exercised by the Ex-
21 ecutive Branch.

22 (5) There can be no better way for the United
23 States Supreme Court to exercise its new self-ap-
24 pointed war powers than to house the prisoners
25 whom it has taken a greater role in overseeing.

1 **SEC. 3. TRANSPORTATION AND DETAINMENT OF ENEMY**
2 **COMBATANTS.**

3 (a) **TRANSPORTATION.**—The Secretary of Defense
4 shall immediately transport all enemy combatants de-
5 tained in Guantanamo Bay, Cuba to Washington, DC,
6 where the United States Supreme Court shall hold the
7 prisoners on the Court grounds, confined by adequate
8 fencing.

9 (b) **SHELTER ON SUPREME COURT BUILDING**
10 **GROUND.**—The Secretary of Defense, in conjunction
11 with Justice Anthony Kennedy, the author of the majority
12 opinion in *Boumediene v. Bush*, is directed to provide shel-
13 ter for the detainees outside the United States Supreme
14 Court building, but on the building grounds. The Sec-
15 retary of Defense shall provide guards to watch over the
16 prisoners and shall implement a system to ensure that the
17 prisoners receive the appropriate amount of food and
18 water. Should the detainees need the use of restroom fa-
19 cilities, they shall use the facilities inside the United
20 States Supreme Court building. The Chief Justice, if the
21 Chief Justice so chooses, may perform the duties of Jus-
22 tice Anthony Kennedy under this subsection.

23 (c) **GUARD DUTY.**—If any of the nine Supreme Court
24 justices desire at any time to stand guard over the pris-
25 oners, or to provide the prisoners with their meals or

1 water, or both, then the justices shall be permitted to per-
2 form these functions whenever they want.

3 **SEC. 4. ENFORCEMENT.**

4 If either the Secretary of Defense or any justice of
5 the Supreme Court refuses to carry out their duties under
6 this Act, then their respective department or court shall
7 receive funding for the next fiscal year at half the level
8 of funding appropriated for the current fiscal year, or until
9 such time as the Supreme Court no longer desires to
10 micromanage the prisoners who have sworn to destroy our
11 way of life.

○